

TITLE 38—VETERANS' BENEFITS

This title was enacted by Pub. L. 85-857, § 1, Sept. 2, 1958, 72 Stat. 1105

Part		Sec.
I.	General Provisions	101
II.	General Benefits	1101
III.	Readjustment and Related Benefits	3001
IV.	General Administrative Provisions	5101
V.	Boards, Administrations, and Services	7101
VI.	Acquisition and Disposition of Property	8101

AMENDMENTS

1991—Pub. L. 102-83, § 5(b)(2), Aug. 6, 1991, 105 Stat. 406, substituted “1101” for “301” in item for part II and “3001” for “1401” in item for part III.

Pub. L. 102-40, title IV, §§ 402(c)(2), 403(e)(2), May 7, 1991, 105 Stat. 239, 240, substituted “5101” for “3001” in item for part IV, “Boards, Administrations, and Services . . . 7101” for “Boards and Departments . . . 4001” in item for part V, and “8101” for “5001” in item for part VI.

1986—Pub. L. 99-576, title VII, § 702(18), Oct. 28, 1986, 100 Stat. 3302, substituted “1401” for “1501” in item for part III.

TABLE I

(Showing Disposition of All Sections of Former Title 38 by 1958 Revision)

<i>Title 38 Former Sections</i>	<i>Title 38 New Sections</i>
1-3	Rep.
4	(See former 11e)
5 to 11a-3	Rep.
11b to 11c-1	Rep.
11d, 11d-1	Rep.
11e to 11f	Rep.
12, 12a	Rep.
13-13g	Rep.
14-14e	Rep.
15-15n	Rep.
16-16j	Rep.
17-17j	Rep.
21	Rep.
23-26c	Rep.
27-32a	Rep.
33-39a	Rep.
41-49a	Rep.
50-61	Rep.
71-72a	Rep.
73-77	Rep.
91-97	Rep.
101-104	Rep.
111-116	Rep.
121-125	Rep.
126	T. 18 § 289
127-129	Rep.
130	T. 18 § 290
131-134	Rep.
151-155a	Rep.
156-168b	Rep.
169-179	Rep.
191-206	Rep.
221-230	Rep.
231	(See former 179)
232	Rep.
238-238e	Rep.
241-252e	Rep.
253, 254	Rep.
261, 262	Rep.
264-277	Rep.
281-285	Rep.
286	(See former 325a)
287-291b	Rep.
291c	(See former 326b)

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(Showing Disposition of All Sections of Former Title 38 by 1958 Revision)

<i>Title 38 Former Sections</i>	<i>Title 38 New Sections</i>
291d-294	Rep.
311, 311a	Rep.
312-314	Rep.
321-321c	Rep.
322-324a	Rep.
325, 325a	Rep.
326-326c	Rep.
327-332	Rep.
341	(See former 33)
341a	(See former 274)
341b	(See former 275)
341c	(See former 291b)
341d	(See former 321c)
341e	(See former 326c)
341f	Rep.
351, 351a	Rep.
352-357b	Rep.
358 to 364q-1	Rep.
364h, 364j	Rep.
365 to 365b-1	Rep.
365c-365h	Rep.
366-370f	Rep.
371-374a	Rep.
375-379	Rep.
381 to 381-2	Rep.
381a-381f	Rep.
391-394	Rep.
421-423	Rep.
424	753
424a-438m	Rep.
439-441	Rep.
442	756
443	755
444	Rep.
445	784(a)-(h)
445a	Rep.
445b	784(i)
445c	Rep.
445d	784(b), (h)
446	Rep.
447	754
448-452	Rep.
453	3102
454, 454a	Rep.
455-459f	Rep.
460	Rep.
461	Elim.
462	(See former 557)
471 to 471a-5	Rep.
472 to 472b-1	Rep.
472c-472e	Rep.
473, 473a	Rep.
474-483a	Rep.
484-488a	Rep.
489 to 501a-1	Rep.
501b-505a	Rep.
506-507b	Rep.
508	Rep.
509, 509a	Rep.
510	Rep.
511	741, 743, 757(a), 782
511a	Rep.
512	742, 743, 744(a), (b), 745, 749-752
512a	Rep.
512b	748
512b-1	744(c)
512c	758
512d	757(c)
513	757(b)
514	Rep.
515	759(a)
516-516b	Rep.
517	760
518	747
531-539	Rep.
551-555a	Rep.
556, 556a	Rep.

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by 1958 Revision)

<i>Title 38 Former Sections</i>	<i>Title 38 New Sections</i>
557	Rep.
571-576	Rep.
581-582c	Rep.
583	Rep.
591, 592	Rep.
601-603	Rep.
611-613a	Rep.
614-618e	Rep.
619-623	Rep.
631, 632	Rep.
641-647a	Rep.
648-650	Rep.
661-670	Rep.
681-683	Rep.
686-686c	Rep.
687-687c	Rep.
688-688b	Rep.
691-691g	Rep.
693-693g	Rep.
693h	TI10 § 1553
693i	TI10 § 1554
694(a)	1801(a), 1802(a), (b), 1803(a)(1), (b)
694(b)	1803(b)–(d)
694(c)	1802(c)
694(d)	1802(d), (f)
694(e)	1802(d)
694(f)	1802(e)
694(g)	1803(a)(2)
694a	1810
694b	1812
694c	1813
694c-1	1822
694d	212(a), 1804(a)–(c)
694e	T. 7 § 1001(b)(2)
694f	Rep.
694g	1816, 1817
694h	1814
694i	1815
694j	1820(a)–(c)
694k	1821
694l	1810(a), (b), 1811(a)–(j)
694m	1811(k), 1823
694n	1804(d)
694o, 694p	Rep.
695	2010
695a	2011
695b	2012
695c	2013
695d	Rep.
695e	2014
695f	Rep.
696 to 696f-1	Rep.
696g-696m	Rep.
697(a)	Rep.
697(b)	616
697a, 697b	Rep.
697c	101(2)
697d, 697e	Rep.
697f	109(b)
697g	1510, 1824
700, 701	Rep.
701a	1502(a), (c)(2), (3), (d)
702-703c	Rep.
704, 704a	Rep.
705-706c	Rep.
707-715a	Rep.
716-729b	Rep.
730-750	Rep.
Vet. Reg. No. 1(a), Pts. I-VI, VIII, IX.	Rep.
Pt. VII	217, 351, 1501-1508, 3013, 3107(c)
Vet. Reg. Nos. 2-12	Rep.
801(a)	Rep.
801(b)	101
801(c)	Rep.
801(d)–(f)	701
802(a)	703
802(b), (c)(1)	Rep.
802(c)(2)	719(b)
802(d)	Rep.
802(e)	702
802(f)	704-707
802(g)	701(3), 716(b), 717(a)
802(h)	716(a), (b)
802(i)	716(d)
802(j), (k)	716(e)
802(l)	716(f)
802(m)(1)	708
802(m)(2)	Rep.
802(n)	712
802(o)	Rep.
802(p)	709
802(q)	703
802(r)	713
802(s)	Rep.
802(t)	717(b), (c)
802(u)	717(d)
802(v)(1)	715, 719(b)

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(Showing Disposition of All Sections of Former Title 38
by 1958 Revision)

<i>Title 38 Former Sections</i>	<i>Title 38 New Sections</i>
802(v)(2)	721(d)
802(w)	710
802(x)	783
802(y)	Rep.
802(z)	714
803	703, 741
804	719(a)
805	720
805a	786
806	782
807	721(a)–(c)
808	210-212, 785
809	3102
810	108
811	Rep.
812	711
813	787(b)
814	3502(b)
815	787(a)
816	718
817	784(a)–(h)
818-820	Rep.
821	722(a)
822	723(a), (c)
823	724
824	781
851-858	Rep.
901	1601(c)
911	1601(a)
916	1610
917	1612
918	1613
919	1611
926	1620
927	1621
928	1622
929	1623(a), (b)
930	1624
931	1623(c)
932	1625
933	1626
941	1631
942	1632
943	1633
944	1634
951	1641
952	1642
953	1643
954	1644
955	1645
961	1651
962	1652
963	1653
964	1654
965	1655
966	1656
971(a)	1661(a)
971(b)	213
971(c)	111, 1661(b)
972	1662(a)
973	1663
974	1664
975	1665
975a	Rep.
976	1666
977	1667
978	1668
979-981	Rep.
982	1669
983, 984	Rep.
991	2001
992	2002
993	2003
994	2004
995	2005
996	2006
997	2007
998	2008
999	2009
1011	2101
1012	2102
1013	2104
1014	2103
1015	2105
1016	Rep.
1031	1701(d)
1032	1701(a)–(c)
1033(a)	1761(a)
1033(b)	213
1033(c)	111, 1761(b)
1033(d)	1662(b)
1033(e)	1761(c)
1033(f)	1761(d)
1034	1762
1035	1763
1036	1764
1037	1765
1038	1766

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(Showing Disposition of All Sections of Former Title 38
by 1958 Revision)

<i>Title 38 Former Sections</i>	<i>Title 38 New Sections</i>
1039	1767
1040	1768
1041–1045	Rep.
1051	1710
1052	1711
1053	1712
1054	1713
1055	1714
1061	1720
1062	1721
1063	1722
1064	1723
1065	1724
1066	1725
1067	1726
1068	1731
1069	1732
1070	1733
1071	1734
1072	1735
1073	1736
1074	1737
1081	1740
1082	1741
1083	1742
1084	1743
1101(1)	101(1)
1101(2)(A)–(C)	Rep.
1101(2)(D)	403
1101(2)(E)	Rep.
1101(3)	101(27)
1101(4)	101(21)
1101(5)	101(22)
1101(6)(A)	101(23)
1101(6)(B)	106(d)
1101(6)(C)	101(22), (23)
1101(7)	101(4), (5)
1101(8)	101(3), 404
1101(9)	101(25)
1101(10)(A)	401(1)
1101(10)(B)	403
1101(11)(A)	402(a)
1101(11)(B)	402(b)
1101(11)(C)	402(c)(2)
1101(11)(D)	421(b)
1101(11)(E)	402(c)(1)
1101(11)(F)	421(a)
1101(12)	106(c)
1102	3005
1103(a)	412
1103(b)–(d)	422
1111	410(a)
1112	411
1113	413
1114	414
1115	415
1116	416
1117	410(a)
1118	417(b)
1119(a), (b)	Rep.
1119(c)	410(b)
1119(d)	3104(b)(2)
1119(e)	101(3)
1120	Rep.
1131, 1132	Rep.
1133(a)	Rep.
1133(b)	423
1133(c)–(e)	Rep.
1134	Rep.
2101(1)–(9)	101(1)–(9)
2101(10)	501(1)
2101(11)	Rep.
2101(12)–(18)	101(11)–(17)
2102	102(a)
2103	103(a), (b)
2104	104
2105	105
2106	101(18)
2107	102(b)
2121	111
2122	108
2123	3303
2124(a)	101(21)(D)
2124(b)	106(a)
2125	107
2126	3109
2127	109(a)
2128	110
2141–2150	Rep.
2201	201
2202	202
2210	210
2211	211, 785
2212	212
2213	214
2214	215
2215	216
2216	3304

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by 1958 Revision)

<i>Title 38 Former Sections</i>	<i>Title 38 New Sections</i>
2230	230
2231	231
2232	232
2233	233
2234	234
2235	Rep.
2301	301
2302	302
2310	310
2311	106(b)
2312	311
2313	312
2314	313
2315	314
2316	315
2321	321
2322	322
2331	331
2332	106(b)
2333	332
2334	333
2335	334
2336	335
2337	336
2341	341
2342	342
2343	343
2351	351
2352	352
2353	353
2354	354
2355	355
2356	356
2357	357
2358	358
2401	501
2402	502
2403	503
2404	504
2405	505
2410	510
2411	511
2412	512
2421	521
2422	522
2423	523
2431	531
2432(a)–(d)	532
2432(e)	501(3)
2433	533
2434	534
2435	535
2436	536
2437	537
2441	541
2442	542
2443	543
2444	544
2445	545
2460	560
2461	561
2462	562
2501	601
2502	602
2510	610
2511	611
2512	612
2513	613
2514	614
2515	615
2521	621
2522	622
2523	623
2524	624
2525	625
2526	626
2527	627
2531	631
2532	632
2533	633
2534	634
2601	801
2602	802
2603	803
2604	804
2605	805
2701	1901
2702	1902
2703	1903
2704(a)	1904
2704(b)	Rep.
2705	1905
2801	901
2802	902
2803	903
2804	904
2805	905
2901	3001

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(Showing Disposition of All Sections of Former Title 38
by 1958 Revision)

<i>Title 38 Former Sections</i>	<i>Title 38 New Sections</i>
2902	3002
2903	3003
2904	3004
2910	3010
2911	3011
2912	3012
2920	3020
2921	3021
2922	3022
3001	753, 3101
3002	3102
3003	3103
3004	3104
3005	3105
3006	3106
3007	3107(a), (b)
3008	3108
3101	3501
3102	3502
3103	3503
3104	3504
3201	3301
3202	3302
3211	3311
3212	3312
3213	3313
3301	4001
3302	4002
3303	4003
3304	4004
3305	4005
3306	4006
3307	4007
3308	4008
3401	4101
3402	4102
3403	4103
3404	4104
3405	4105
3406	4106
3407	4107
3408	4108
3409	4109
3410	4110
3411	4111
3412	4112
3413(a)	4113
3413(b), (c)	Rep.
3414	4114
3415	4115
3501	3201
3502	3202
3503	3203
3504	3204
3601	3401
3602	3402
3603	3403
3604	3404
3605	3405
3701	5001
3702	5002
3703	5003
3704	5004
3705	5005
3711	5011
3712	5012
3713	5013
3714	5006
3715	5014
3716	213
3801	5101
3802	5102
3803	5103
3804	5104
3805	5105
3901	5201
3902	5202
3903	5203
3904	5204
3905	5205
3906	5206
3907	5207
3908	5208
3909	5209
3910	5210
3920	5220
3921	5221
3922	5222
3923	5223
3924	5224
3925	5225
3926	5226
3927	5227
3928	5228
4001	4201
4002	4202
4003	4203
4004	4204

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<i>Title 38 Former Sections</i>	<i>Title 38 New Sections</i>
4005	4205
4006	4206
4007	4207
4008	4208

TABLE II
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1991 Renumbering)

<i>Title 38 Former Sections</i>	<i>Title 38 Renumbered Sections</i>
201	Rep. See 301(b)
202	Rep. See 302
203	Rep. See 313
210(a)	Rep.
210(b)(1)	Rep. See 303
210(b)(1), (2)	Rep. See 510
210(b)(3)	Rep. See 711
210(c)(1)	Rep. See 501(a), (b)
210(c)(2), (3)	Rep. See 503
210(d)	Rep. See 304
211(a)	Rep. See 511
211(b)	Rep. See 505
212	Rep. See 512
213	Rep. See 513
214	Rep. See 529
215	Rep. See 525
216	Rep. See 521
217	Rep. See 522
218(a)	Rep. See 901
218(b)	Rep. See 902
218(c)	Rep. See 903
218(d)	Rep. See 904
218(e)	Rep. See 905
219	Rep. See 527
220	Rep. See 523
221	Rep. See 541
222	Rep. See 542
223(a), (b)	Rep. See 501(c), (d)
223(c)	Rep. See 502
224	Rep. See 515(a)
230(a), (b)	Rep. See 314, 315
230(c)	Rep. See 316
231	Rep. See 701
232	Rep.
233	Rep. See 703
234	Rep. See 705
235	Rep. See 707
236	Rep. See 515(b)
240	Rep. See 7721
241	Rep. See 7722
242	Rep. See 7723
243	Rep. See 7724
244	Rep. See 7725
245	Rep. See 7726
246	Rep.
301	1101
302	1102
310	1110
311	1111
312	1112
313	1113
314	1114
315	1115
316	1116
321	1121
322	1122
331	1131
332	1132
333	1133
334	1134
335	1135
336	Rep.
337	1137
341	1141
342	1142
343	Rep.
351	1151
352	1152
353	1153
354	1154
355	1155
356	Rep.
357	1157
358	1158
359	1159
360	1160
361	1161
362	1162
363	1163
401	1301
402	1302
403	Rep.
404	1304

TABLE II—CONTINUED
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1991 Renumbering)

<i>Title 38</i>	<i>Former Sections</i>	<i>Title 38 Renumbered Sections</i>
410	1310
411	1311
412	1312
413	1313
414	1314
415	1315
416	1316
417	1317
418	1318
421	1321
422	1322
423	1323
501	1501
502	1502
503	1503
504	1504
505	1505
506	1506
507	1507
508	1508
510	Rep.
511	1511
512	1512
521	1521
522	1522
523	1523
524	1524
525	1525
531	Rep.
532	1532
533	1533
534	1534
535	1535
536	1536
537	1537
541	1541
542	1542
543	1543
544	Rep.
560	1560
561	1561
562	1562
601	1701
602	1702
603	1703
610	1710
611	1711
612	1712
612A	1712A
612B	1712B
613	1713
614	1714
615	1715
616	1716
617	1717
618	1718
619	1719
620	1720
620A	1720A
620B	1720B
620C	1720C
621	1721
622	1722
622A	1722A
623	1723
624	1724
625	Rep.
626	1726
627	1727
628	1728
629	1729
630	1730
631	1731
632	1732
633	1733
634	1734
635	1735
641	1741
642	1742
643	1743
644	Rep.
651	1751
652	1752
653	1753
654	1754
661	1761
662	1762
663	1763
664	1764
701	1901
702	1902
703	1903
704	1904
705	1905
706	1906
707	1907
708	1908
709	1909

TABLE II—CONTINUED
(Showing Disposition of Former Sections of Title 38 by
1991 Renumbering)

<i>Title 38</i>	<i>Former Sections</i>	<i>Title 38 Renumbered Sections</i>
710	1910
711	1911
712	1912
713	1913
714	1914
715	1915
716	1916
717	1917
718	1918
719	1919
720	1920
721	1921
722	1922
723	1923
724	1924
725	1925
726	1926
727	1927
728	1928
729	1929
740	1940
741	1941
742	1942
743	1943
744	1944
745	1945
746	1946
747	1947
748	1948
749	1949
750	1950
751	1951
752	1952
753	1953
754	1954
755	1955
756	1956
757	1957
758	1958
759	1959
760	1960
761	1961
762	1962
763	1963
765	1965
766	1966
767	1967
768	1968
769	1969
770	1970
771	1971
772	1972
773	1973
774	1974
775	1975
776	1976
777	1977
778	1978
779	1979
781	1981
782	1982
783	1983
784	1984
785	1985
786	1986
787	1987
788	1988
801	2101
802	2102
803	2103
804	2104
805	2105
806	2106
901	2301
902	2302
903	2303
904	2304
905	2305
906	2306
907	2307
908	2308
1000	2400
1001	2401
1002	2402
1003	2403
1004	2404
1005	2405
1006	2406
1007	2407
1008	2408
1009	2409
1010	2410
1401	3001
1402	3002
1411	3011
1412	3012
1413	3013
1414	3014

TABLE II—CONTINUED
(Showing Disposition of Former Sections of Title 38 by
1991 Renumbering)

<i>Title 38</i>	<i>Former Sections</i>	<i>Title 38 Renumbered Sections</i>
1415	3015
1416	3016
1417	3017
1418	3018
1418A	3018A
1419	3019
1421	3021
1422	3022
1423	3023
1431	3031
1432	3032
1433	3033
1434	3034
1435	3035
1436	3036
1500	3100
1501	3101
1502	3102
1503	3103
1504	3104
1505	3105
1506	3106
1507	3107
1508	3108
1509	3109
1510	3110
1511	3111
1512	3112
1513	3113
1514	3114
1515	3115
1516	3116
1517	3117
1518	3118
1519	3119
1520	3120
1521	3121
1601	3201
1602	3202
1621	3221
1622	3222
1623	3223
1624	3224
1625	3225
1631	3231
1632	3232
1633	3233
1634	3234
1641	3241
1642	Rep.
1643	3243
1651	3451
1652	3452
1661	3461
1662	3462
1663	Rep.
1670	3470
1671	3471
1672	Rep.
1673	3473
1674	3474
1675	Rep.
1676	3476
1677, 1678	Rep.
1681	3481
1682	3482
1682A	Rep.
1683	3483
1684	3484
1685	3485
1686, 1687	Rep.
1690	3490
1691	3491
1692	3492
1693	3493
1695–1698	Rep.
1700	3500
1701	3501
1710	3510
1711	3511
1712	3512
1713	3513
1714	3514
1720	3520
1721	3521
1722	Rep.
1723	3523
1724	3524
1725, 1726	Rep.
1731	3531
1732	3532
1733	3533
1734	3534
1735	3535
1736	3536
1737	3537
1738	Rep.
1740	3540

TABLE II—CONTINUED
(Showing Disposition of Former Sections of Title 38 by
1991 Renumbering)

<i>Title 38</i>	<i>Former Sections</i>	<i>Title 38 Renumbered Sections</i>
1741	3541
1742	3542
1743	3543
1761	3561
1762	3562
1763	3563
1764	Rep.
1765	3565
1766	3566
1770	3670
1771	3671
1772	3672
1773	3673
1774	3674
1774A	3674A
1775	3675
1776	3676
1777	3677
1778	3678
1779	3679
1780	3680
1781	3681
1782	3682
1783	3683
1784	3684
1784A	3684A
1785	3685
1786	3686
1787	3687
1788	3688
1789	3689
1790	3690
1791	3691
1792	3692
1793	3693
1794	3694
1795	3695
1796	3696
1797	3697
1797A	3697A
1798	3698
1799	3699
1801	3701
1802	3702
1803	3703
1804	3704
1805	3705
1806	3706
1807	Rep.
1810	3710
1811	3711
1812	3712
1813	3713
1814	3714
1815–1817A	Elim.
1818	Rep.
1819	Elim.
1820	3720
1821	3721
1822	Rep.
1823	3723
1824	3724
1825	3725
1826	3726
1827	3727
1828	3728
1829	3729
1830	3730
1831	3731
1832	3732
1833	3733
1834	3734
1835	3735
1841	3741
1842	3742
1843	3743
1844	3744
1845	3745
1846	3746
1847	3747
1848	3748
1849	3749
1850	3750
1851	3751
1901	3901
1902	3902
1903	3903
1904	3904
2000	4100
2001	4101
2002	4102
2002A	4102A
2003	4103
2003A	4103A
2004	4104
2004A	4104A
2005	4105
2006	4106

TABLE II—CONTINUED
(Showing Disposition of Former Sections of Title 38 by
1991 Renumbering)

<i>Title 38</i>	<i>Former Sections</i>	<i>Title 38 Renumbered Sections</i>
2007	4107
2008	4108
2009	4109
2010	4110
2010A	4110A
2011	4211
2012	4212
2013	4213
2014	4214
2021	4301
2022	4302
2023	4303
2024	4304
2025	4305
2026	4306
2027	4307
3001	5101
3002	5102
3003	5103
3004	5104
3005	5105
3006	5106
3007	5107
3008	5108
3009	5109
3010	5110
3011	5111
3012	5112
3013	5113
3020	5120
3021	5121
3022	5122
3023	5123
3101	5301
3102	5302
3103	5303
3103A	5303A
3104	5304
3105	5305
3106	5306
3107	5307
3108	5308
3109	5309
3110	5310
3111	5311
3112	5312
3113	5313
3114	5314
3115	5315
3116	5316
3117	5317
3118	5318
3201	5501
3202	5502
3203	5503
3204	5504
3205	5505
3301	5701
3302	5702
3303	5703
3304	5704
3305	5705
3311	5711
3312	5712
3313	5713
3401	5901
3402	5902
3403	5903
3404	5904
3405	5905
3501	6101
3502	6102
3503	6103
3504	6104
3505	6105
4001	7101
4002	7102
4003	7103
4004	7104
4005	7105
4005A	7105A
4006	7106
4007	7107
4008	7108
4009	7109
4010	7110
4051	7251
4052	7252
4053	7253
4054	7254
4055	7255
4056	7256
4061	7261
4062	7262
4063	7263
4064	7264
4065	7265
4066	7266

TABLE II—CONTINUED
(Showing Disposition of Former Sections of Title 38 by
1991 Renumbering)

<i>Title 38</i>	<i>Former Sections</i>	<i>Title 38 Renumbered Sections</i>
4067	7267
4068	7268
4069	7269
4081	7281
4082	7282
4083	7283
4084	7284
4085	7285
4091	7291
4092	7292
4096	7296
4097	7297
4098	7298
4101(a)	Rep. See 7301
4101(b)	Rep. See 7302
4101(c)(1), (2), (4)	Rep. See 7303
4101(c)(3)	Rep. See 7317
4101(e)	Rep. See 7425(a)
4101(f)(1), (3), (4)	Rep. See 7314
4101(f)(2)	Rep. See 7315
4102	Rep. See 7305
4103	Rep. See 7306
4104	Rep. See 7401
4105	Rep. See 7402(a)–(d)
4106	Rep. See 7403
4107(a)–(d)	Rep. See 7404
4107(e)	Rep. See 7453
4107(f)	Rep. See 7454
4107(g)	Rep. See 7455
4107(h)	Rep. See 7456
4107(i)	Rep. See 7426(c)
4107(j)	Rep. See 7457
4108(a) (partial)	Rep. See 7421
4108(a)	Rep. See 7423(a)–(c)
4108(b)	Rep. See 7402(e)
4108(c)	Rep. See 7423(d)
4108(d)	Rep. See 7424(b)
4109	Rep. See 7426(a)
4110	Rep. See 7464
4111	Rep. See 7408
4112(a)	Rep. See 7312
4112(b), (c)	Rep. See 7313
4113	Rep. See 7424(a)
4114(a)	Rep. See 7405
4114(b)	Rep. See 7406
4114(c)–(g)	Rep. See 7407
4115	Rep. See 7304
4116	Rep. See 7316
4117	Rep. See 7409
4118	Rep. See 7431–7440
4119	Rep. See 7425(b)
4120	Rep. See 7458
4121	Rep. See 7471
4122	Rep. See 7472
4123	Rep. See 7473
4124	Rep. See 7474
4131	7331
4132	7332
4133	7333
4134	7334
4141	7451
4142	7452
4143–4146	Rep.
4151	Rep. See 7311(a)–(e)
4152	Rep. See 7311(f), (g)
4161	7361
4162	7362
4163	7363
4164	7364
4165	7365
4166	7366
4167	7367
4168	7368
4201	7801
4202	7802
4203	7803
4204	7804
4205	7805
4206	7806
4207	7807
4208	7808
4209	7809
4210	7810
4301	7601
4302	7602
4303	7603
4304	7604
4311	7611
4312	7612
4313	7613
4314	7614
4315	7615
4316	7616
4317	7617
4318	7618
4321	7621
4322	7622
4323	7623

TABLE II—CONTINUED
(Showing Disposition of Former Sections of Title 38 by
1991 Renumbering)

<i>Title 38</i>	<i>Former Sections</i>	<i>Title 38 Renumbered Sections</i>
4324	7624
4325	7625
4331	7631
4332	7632
4333	7633
4334	7634
4335	7635
4336	7636
4351	7651
4352	7652
4353	7653
4354	7654
4355	7655
5001	8101
5002	8102
5003	8103
5004	8104
5005	8105
5006	8106
5007	8107
5008	8108
5009	8109
5010	8110
5011	8111
5011A	8111A
5012	8112
5013	8113
5014	8114
5015	8115
5016	8116
5021	8121
5022	8122
5023	8123
5024	8124
5025	8125
5031	8131
5032	8132
5033	8133
5034	8134
5035	8135
5036	8136
5037	8137
5051	8151
5052	8152
5053	8153
5054	8154
5055	8155
5056	8156
5057	Rep.
5070	8201
5071	8211
5072	8212
5073	8213
5074	8214
5081	8221
5082	8222
5083	8223
5091	8231
5092	8232
5093	8233
5096	8241
5101	8301
5102	8302
5103	8303
5104	8304
5105	8305
5201	8501
5202	8502
5203	8503
5204	8504
5205	8505
5206	8506
5207	8507
5208	8508
5209	8509
5210	8510
5220	8520
5221	8521
5222	8522
5223	8523
5224	8524
5225	8525
5226	8526
5227	8527
5228	8528

ENACTING CLAUSE

Pub. L. 85-857, §1, Sept. 2, 1958, 72 Stat. 1105, provided in part: "That the laws relating to veterans' benefits are revised, codified, and enacted as title 38, United States Code, 'Veterans' Benefits'".

EFFECTIVE DATE

Pub. L. 85-857, §2, Sept. 2, 1958, 72 Stat. 1262, provided that: "Except as otherwise provided in this Act, this Act shall take effect on January 1, 1959."

OFFENSES COMMITTED UNDER REPEALED LAWS

Pub. L. 85-857, §3, Sept. 2, 1958, 72 Stat. 1262, provided that:

"(a) All offenses committed and all penalties and forfeitures incurred under any of the provisions of law amended or repealed by this Act or the Veterans' Benefits Act of 1957 may be prosecuted and punished in the same manner and with the same effect as if such Acts had not been enacted.

"(b) Forfeitures of benefits under laws administered by the Veterans' Administration occurring before January 1959 shall continue to be effective."

CONTINUATION OF AUTHORITY UNDER ACT OF JULY 3, 1930

Pub. L. 85-857, §4, Sept. 2, 1958, 72 Stat. 1262, provided that: "All functions, powers, and duties conferred upon and vested in the President and the Administrator by the Act of July 3, 1930 (46 Stat. 1016) and which were in effect on December 31, 1957, are continued in effect."

CROSS REFERENCES

Pub. L. 85-857, §5, Sept. 2, 1958, 72 Stat. 1262, provided that:

"(a) References in other laws to any provision of law replaced by title 38, United States Code, shall, where applicable, be deemed to refer also to the corresponding provision of title 38, United States Code.

"(b) References in title 38, United States Code, to any provision of title 38, United States Code, shall, where applicable, be deemed to refer also to the prior corresponding provisions of law.

"(c) Amendments effective after August 18, 1958, made to any provision of law replaced by title 38, United States Code, shall, notwithstanding the repeal of such provision by section 14 of this Act, supersede the corresponding provisions of title 38, United States Code, to the extent that such amendments are inconsistent therewith."

CONTINUING AVAILABILITY OF APPROPRIATIONS

Pub. L. 85-857, §6, Sept. 2, 1958, 72 Stat. 1263, provided that:

"(a) Amounts heretofore appropriated to carry out the purposes of any provision of law repealed by this Act, and available on December 31, 1958, shall be available to carry out the purposes of the corresponding provisions of title 38, United States Code.

"(b) The availability and use of appropriations made for the purposes of the Act of July 1, 1948 (62 Stat. 1210; 50 App. U.S.C. 1991-1996) shall not be affected by the repeal of such Act."

OUTSTANDING RULES, REGULATIONS, AND ORDERS

Pub. L. 85-857, §7, Sept. 2, 1958, 72 Stat. 1263, provided that: "All rules, regulations, orders, permits, and other privileges issued or granted by the Administrator of Veterans' Affairs before December 31, 1958, and in effect on such date (or scheduled to take effect after such date) shall remain in full force and effect until modified, suspended, overruled, or otherwise changed by the Administrator."

PUBLICATION

Pub. L. 85-857, §8, Sept. 2, 1958, 72 Stat. 1263, provided that: "This Act shall be printed in slip-law form with a table of contents and a comprehensive index and tables furnished by the Committee on Veterans' Affairs of the House of Representatives; however, such table of contents, comprehensive index and tables shall not be printed in the United States Statutes at Large."

PENDING CLAIMS

Pub. L. 85-857, §9, Sept. 2, 1958, 72 Stat. 1263, provided that: "A claim for benefits which is pending in the Veterans' Administration on January 1, 1959, or filed thereafter, shall be adjudicated under the laws in effect on December 31, 1958, with respect to the period before

January 1, 1959, and, except as provided in section 10, under title 38, United States Code, thereafter."

PERSONS RECEIVING BENEFITS ON DECEMBER 31, 1958

Pub. L. 85-857, §10, Sept. 2, 1958, 72 Stat. 1263, provided that: "Any individual receiving benefits as a veteran, or as the widow, child, or parent of a veteran, under public laws administered by the Veterans' Administration on December 31, 1958, shall, as long as entitlement under such laws continues, receive benefits under the corresponding provisions of title 38, United States Code, thereafter, or benefits at the rate payable under such public laws, whichever will result in the greater benefit being paid to the individual. The provisions of this section shall apply to those claims within the purview of section 9 in which it is determined that benefits are payable for December 31, 1958."

PERSONS ENTITLED TO EMERGENCY OFFICERS' RETIREMENT PAY ON DECEMBER 31, 1958, OR WHO FAILED TO SUBMIT APPLICATIONS PRIOR TO MAY 25, 1929

Pub. L. 85-857, §11, Sept. 2, 1958, 72 Stat. 1263, as amended by Pub. L. 87-875, Oct. 24, 1962, 76 Stat. 1198, provided that:

"(a) Any person who was receiving, or entitled to receive, emergency officers' retirement pay, or other privileges or benefits as a retired emergency officer of World War I, on December 31, 1958, under the laws in effect on that day, shall, except where there was fraud, clear and unmistakable error as to conclusion of fact or law, or misrepresentation of material facts, continue, to receive, or be entitled to receive, emergency officers' retirement pay at the rate otherwise payable on December 31, 1958, and such other privileges and benefits, so long as the conditions warranting such pay, privileges, and benefits under those laws continue.

"(b) Any individual who, upon application therefor before May 25, 1929, would have been granted emergency officer's retirement pay based upon 30 per centum or more disability under the Act of May 24, 1928 (45 Stat. 735), and who would have been entitled to continue to receive such pay under section 10 of Public Numbered 2, Seventy-third Congress, or under section 1 of Public Numbered 743, Seventy-sixth Congress, and who upon being placed on the emergency officers' retired list would have been paid retired pay at a monthly rate lower than the monthly rate of disability compensation then payable, shall, upon application made therefor after the date of enactment of this subparagraph [Oct. 24, 1962] to the Administrator of Veterans' Affairs, be placed upon the appropriate emergency officers' retired list, and thereafter shall be entitled to all rights, privileges, and benefits of retired emergency officers of World War I."

CONTINUATION OF CERTAIN RIGHTS AND BENEFITS

Pub. L. 85-857, §12, Sept. 2, 1958, 72 Stat. 1264, as amended by Pub. L. 89-50, §1(c), June 24, 1965, 79 Stat. 173; Pub. L. 91-24, §14(a), June 11, 1969, 83 Stat. 35, provided that:

"(a) [Repealed by Pub. L. 91-24, effective June 11, 1969, except as to any indebtedness which may be due the Government as the result of any benefits granted thereunder. Prior to such repeal, subsec. (a) read as follows: "The repeal of part VIII, and paragraphs 10 and 11 of part VII, of Veterans Regulation Numbered 1(a), sections 3 and 4 of Public Law 16, Seventy-eighth Congress, and section 1507 of the Servicemen's Readjustment Act of 1944, shall not apply in the case of any veteran (1) who enlisted or reenlisted in a regular component of the Armed Forces after October 6, 1945, and before October 7, 1946, or (2) whose discharge or dismissal is changed, corrected, or modified before February 1, 1965, pursuant to section 1552 or 1553 of title 10, United States Code, or by other corrective action by competent authority."]

"(b) Nothing in this Act or any amendment or repeal made by it, shall affect any right, liability, penalty, authorization or requirement pertaining to World War ad-

justed compensation authorized or prescribed under the provisions of the World War Adjusted Compensation Act, or the Adjusted Compensation Payment Act, 1936, or any related Act, which was in effect on December 31, 1958.

"(c) [Repealed by Pub. 89-50, effective July 1, 1966. Prior to such repeal, subsec. (c) read as follows: "Nothing in this Act, or any amendment or repeal made by it, shall deprive any person of benefits under the Mustering-Out Payment Act of 1944 to which he would have been entitled if this Act had not been enacted."]

"(d) Nothing in this Act, or any amendment or repeal made by it, shall affect any right of any person based on a contract entered into before the effective date of this Act, or affect the manner in which such right could have been enforced or obtained but for this Act, or such amendment or repeal.

"(e) Chapter 37 of title 38, United States Code, is a continuation and restatement of the provisions of title III of the Servicemen's Readjustment Act of 1944, and may be considered to be an amendment to such title III."

IMPROVEMENT OF UNITED STATES CODE BY PUB. L. 102-83; CORRESPONDING PROVISIONS; SAVINGS PROVISION

Pub. L. 102-83, §7, Aug. 6, 1991, 105 Stat. 410, provided that:

"(a) REFERENCES TO REPLACED LAWS.—A reference to a provision of title 38, United States Code, replaced by a provision of that title enacted by section 2 [enacting chapters 3, 5, 7, 9, and 77 of this title, amending sections 618, 621, 654, 1521, 1685, 1833, 2003A, 2014, 5701, 7101, and 7455 of this title, and repealing former chapter 3 of this title] (including a reference in a regulation, order, or other law) shall be treated as referring to the corresponding provision enacted by this Act.

"(b) SAVINGS PROVISION FOR REGULATIONS.—A regulation, rule, or order in effect under a provision of title 38, United States Code, replaced by a provision of that title enacted by section 2 shall continue in effect under the corresponding provision enacted by this Act until repealed, amended, or superseded.

"(c) GENERAL SAVINGS PROVISION.—An action taken or an offense committed under a provision of title 38, United States Code, replaced by a provision of that title enacted by section 2 shall be treated as having been taken or committed under the corresponding provision enacted by this Act."

TITLE REFERRED TO IN OTHER SECTIONS

This title is referred to in title 5 sections 7511, 8347; title 7 section 2012; title 10 sections 1408, 1450, 1451, 12319; title 26 section 6103; title 29 section 1721; title 42 sections 290dd-1, 290dd-2, 410, 424a, 10008; title 50 section 2031.

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AMENDMENTS

1994—Pub. L. 103-446, title XII, §1201(h)(1), Nov. 2, 1994, 108 Stat. 4688, struck out item for chapter 42 and added identical new item for chapter 42.

Pub. L. 103-353, §2(b)(1), Oct. 13, 1994, 108 Stat. 3169, substituted "Employment and Reemployment Rights of Members of the Uniformed Services" and "4301" for "Veterans' Reemployment Rights" and "2021", respectively, in item for chapter 43.

1991—Pub. L. 102-86, title IV, §401(b)(2), Aug. 14, 1991, 105 Stat. 422, inserted "Enhanced-Use Leases of Real Property" in item for chapter 81.

Pub. L. 102-83, §§2(d)(1), 5(b)(2), Aug. 6, 1991, 105 Stat. 402, 406, substituted "Department of Veterans Affairs . . . 301" for "Veterans' Administration; Officers and Employees . . . 201" in item for chapter 3, added items for chapters 5, 7, 9, and 77, substituted "1101" for "301" in item for chapter 11, "1301" for "401" in item for chapter 13, "1501" for "501" in item for chapter 15, "1701" for "601" in item for chapter 17, "1901" for "701" in item for chapter 19, "2101" for "801" in item for chapter 21, "2301" for "901" in item for chapter 23, "2400" for "1000" in item for chapter 24, "3001" for "1401" in item for chapter 30, "3100" for "1500" in item for chapter 31, "3201" for "1601" in item for chapter 32, "3451" for "1651" in item for chapter 34, "3500" for "1700" in item for chapter 35, "3670" for "1770" in item for chapter 36, "3701" for "1801" in item for chapter 37, "3901" for "1901" in item for chapter 39, "4100" for "2000" in item for chapter 41, and "4211" for "2011" in item for chapter 42.

Pub. L. 102-54, §14(e)(1), June 13, 1991, 105 Stat. 287, inserted "United States" in item for chapter 72.

Pub. L. 102-40, title IV, §§402(c)(2), 403(f)(1), May 7, 1991, 105 Stat. 239, 240, substituted "5101" for "3001" in item for chapter 51, "5301" for "3101" in item for chapter 53, "5501" for "3201" in item for chapter 55, "5701" for "3301" in item for chapter 57, "5901" for "3401" in item for chapter 59, "6101" for "3501" in item for chapter 61, "Boards, Administrations, and Services" for "Boards and Departments" in item for part V, "7101" for "4001 in item chapter 71, "7251" for "4051" in item for chapter 72, "Veterans Health Administration—Organization and Functions . . . 7301" for "Department of Medicine and Surgery . . . 4101", added item for chapter 74, struck out item for chapter 75 "Veterans' Canteen Services . . . 4201", substituted "7601" for "4301" in item for chapter 76, added item for chapter 78, substituted "8101" for "5001" in item for chapter 81, "8201" for "5070" in item for chapter 82, "8301" for "5101" in item for chapter 83, and "8501" for "5201" in item for chapter 85.

Pub. L. 102-16, §9(c)(2), Mar. 22, 1991, 105 Stat. 55, struck out "Disabled and Vietnam Era" after "Employment and Training of" in item for chapter 42.

1988—Pub. L. 100-687, div. A, title I, §103(c)(1), title III, §301(b), Nov. 18, 1988, 102 Stat. 4107, 4121, substituted "Claims" for "Applications" in item for chapter 51 and added item for chapter 72.

Pub. L. 100-322, title II, §216(e)(2), May 20, 1988, 102 Stat. 530, added item for chapter 76.

1984—Pub. L. 98-525, title VII, §702(a)(2), Oct. 19, 1984, 98 Stat. 2563, added item for chapter 30.

1982—Pub. L. 97-306, title III, §301(b)(2), Oct. 14, 1982, 96 Stat. 1437, substituted "2000" for "2001" in item for chapter 41.

Pub. L. 97-295, §4(1)(A), Oct. 12, 1982, 96 Stat. 1304, substituted "1500" for "1,500" in item for chapter 31.

Pub. L. 97-295, §4(1)(B), Oct. 12, 1982, 96 Stat. 1304, substituted "1651" for "1650" in item for chapter 34.

¹ So in original. Does not conform to chapter heading.

Pub. L. 97-295, §4(1)(C), Oct. 12, 1982, 96 Stat. 1304, added item for chapter 82.

1981—Pub. L. 97-72, title III, §302(b)(2), Nov. 3, 1981, 95 Stat. 1059, substituted “Housing and Small Business Loans” for “Home, Condominium, and Mobile Home Loans” in item for chapter 37.

1980—Pub. L. 96-466, title I, §101(b), Oct. 17, 1980, 94 Stat. 2186, substituted “Training and Rehabilitation for Veterans with Service-Connected Disabilities . . . 1,500” for “Vocational Rehabilitation . . . 1501” in item for chapter 31.

1976—Pub. L. 94-581, title II, §203(a), Oct. 21, 1976, 90 Stat. 2856, inserted “Nursing Home,” in item for chapter 17.

Pub. L. 94-502, title III, §309(b), Oct. 15, 1976, 90 Stat. 2391, substituted “Survivors’ and Dependents’ Educational Assistance” for “War Orphans’ and Widows’ Education Assistance” in item for chapter 35.

Pub. L. 94-502, title IV, §405, Oct. 15, 1976, 90 Stat. 2397, added item for chapter 32.

1974—Pub. L. 93-569, §7(d), Dec. 31, 1974, 88 Stat. 1866, substituted “Home, Condominium, and Mobile Home Loans” for “Home, Farm, and Business Loans” in item for chapter 37.

Pub. L. 93-508, title IV, §404(b), Dec. 3, 1974, 88 Stat. 1600, added item for chapter 43.

1973—Pub. L. 93-43, §2(b), June 18, 1973, 87 Stat. 78, added item for chapter 24.

1972—Pub. L. 92-540, title V, §§502(b), 503(b), Oct. 24, 1972, 86 Stat. 1097, 1098, substituted “, Training and” for “and Employment” in item for chapter 41, and added item for chapter 42.

1971—Pub. L. 91-666, §2(b), Jan. 11, 1971, 84 Stat. 2000, substituted “Automobiles and Adaptive Equipment for Certain Disabled Veterans and Members of the Armed Forces” for “Automobiles for Disabled Veterans” in item for chapter 39.

1968—Pub. L. 90-631, §2(h)(2), Oct. 23, 1968, 82 Stat. 1333, substituted “War Orphans’ and Widows’ Educational Assistance . . . 1700” for “War Orphans’ Educational Assistance . . . 1701” in item for chapter 35.

1966—Pub. L. 89-358, §§4(c), 6(b), Mar. 3, 1966, 80 Stat. 23, 27, substituted chapter “34. Veterans’ Educational Assistance . . . 1650” for chapter “33. Education of Korean Conflict Veterans . . . 1601” and added chapter 36; and substituted “Job Counseling and Employment Placement Service for Veterans” for “Unemployment Benefits for Veterans” in item for chapter 41, respectively.

1965—Pub. L. 89-50, §1(b), June 24, 1965, 79 Stat. 173, struck out item for chapter 43 which related to mustering out payments.

PART I—GENERAL PROVISIONS

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AMENDMENTS

1991—Pub. L. 102-83, §2(d)(2), Aug. 6, 1991, 105 Stat. 402, substituted “Department of Veterans Affairs . . . 301” for “Veterans’ Administration; Officers and Employees . . . 201” in item for chapter 3 and added items for chapters 5, 7, and 9.

CHAPTER 1—GENERAL

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AMENDMENTS

1991—Pub. L. 102-86, title IV, §402(b), Aug. 14, 1991, 105 Stat. 422, added item 115.

1989—Pub. L. 101-237, title VI, §601(b)(2), Dec. 18, 1989, 103 Stat. 2094, struck out “for certain medical items” after “Multiyear procurement” in item 114.

1988—Pub. L. 100-322, title I, §108(e)(2), title IV, §404(b), May 20, 1988, 102 Stat. 498, 547, substituted “Payments or allowances for beneficiary travel” for “Travel expenses” in item 111 and added item 114.

1986—Pub. L. 99-576, title VI, §601(a)(2), title VII, §701(1)(B), Oct. 28, 1986, 100 Stat. 3289, 3290, struck out “; husbands” after “parents” in item 102 and added item 113.

1972—Pub. L. 92-540, title IV, §409, Oct. 24, 1972, 86 Stat. 1092, substituted “Dependent parents; husbands” for “Dependent parents and dependent husbands” in item 102.

1965—Pub. L. 89-88, §1(b), July 24, 1965, 79 Stat. 264, added item 112.

1964—Pub. L. 88-445, §1(c), Aug. 19, 1964, 78 Stat. 464, substituted “Preservation of disability ratings” for “Preservation of total disability ratings” in item 110.

§ 101. Definitions

For the purposes of this title—

(1) The terms “Secretary” and “Department” mean the Secretary of Veterans Affairs and the Department of Veterans Affairs, respectively.

(2) The term “veteran” means a person who served in the active military, naval, or air service, and who was discharged or released therefrom under conditions other than dishonorable.

(3) The term “surviving spouse” means (except for purposes of chapter 19 of this title) a person of the opposite sex who was the spouse of a veteran at the time of the veteran’s death, and who lived with the veteran continuously from the date of marriage to the date of the veteran’s death (except where there was a separation which was due to the misconduct of, or procured by, the veteran without the fault of the spouse) and who has not remarried or (in cases not involving remarriage) has not since the death of the veteran, and after September 19, 1962, lived with another person and held himself or herself out openly to the public to be the spouse of such other person.

(4)(A) The term “child” means (except for purposes of chapter 19 of this title and section 8502(b) of this title) a person who is unmarried and—

(i) who is under the age of eighteen years;

(ii) who, before attaining the age of eighteen years, became permanently incapable of self-support; or

(iii) who, after attaining the age of eighteen years and until completion of education or training (but not after attaining the age of